

MESSAGE NO: 4207114 MESSAGE DATE: 07/26/1994

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: PRE-Preliminary PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-462-305

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 07/23/1994 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: AMENDED PRELIMINARY DETERMINATION OF SILICOMANGANESE FROM
UKRAINE (A462-305) WITH CRITICAL CIRCUMSTANCES

MESSAGE NO: 4207114

DATE: 07 26 1994

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REFERENCE:

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CASES: A - 462 - 305

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PERIOD COVERED: 07 23 1994 TO

LIQ SUSPENSION DATE:

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS

FROM: DIRECTOR, TRADE COMPLIANCE DIVISION

RE: AMENDED PRELIMINARY DETERMINATION OF SILICOMANGANESE
FROM UKRAINE (A462-305) WITH CRITICAL CIRCUMSTANCES

1. THE DEPARTMENT OF COMMERCE WILL PUBLISH IN THE FEDERAL
REGISTER ON JULY 27, 1994, ITS AMENDED PRELIMINARY DETERMINATION
OF SALES AT LESS THAN FAIR VALUE IN THE ANTIDUMPING DUTY
INVESTIGATION OF SILICOMANGANESE FROM UKRAINE

2. THE MERCHANDISE COVERED BY THIS INVESTIGATION IS
SILICOMANGANESE, SOMETIMES CALLED FERROSILICON MANGANESE, A
FERROALLOY COMPOSED PRINCIPALLY OF MANGANESE, SILICON, AND IRON,
AND NORMALLY CONTAINING MUCH SMALLER PROPORTIONS OF MINOR

ELEMENTS, SUCH AS CARBON, PHOSPHOROUS AND SULFUR.

SILICOMANGANESE GENERALLY CONTAINS BY WEIGHT NOT LESS THAN 4% IRON, MORE THAN 30% MANGANESE, MORE THAN 8% SILICON AND NOT MORE THAN 3% PHOSPHOROUS. ALL COMPOSITIONS, FORMS AND SIZES OF SILICOMANGANESE ARE INCLUDED WITHIN THE SCOPE OF THESE INVESTIGATIONS, INCLUDING SILICOMANGANESE SLAG, FINES AND BRIQUETTES. SILICOMANGANESE IS USED PRIMARILY IN STEEL PRODUCTION AS A SOURCE OF BOTH SILICON AND MANGANESE. THIS INVESTIGATION COVERS ALL SILICOMANGANESE, REGARDLESS OF ITS TARIFF CLASSIFICATION. MOST SILICOMANGANESE IS CURRENTLY CLASSIFIABLE UNDER SUBHEADING 7202.30.0000 OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS). SOME SILICOMANGANESE MAY ALSO BE CLASSIFIABLE UNDER HTS SUBHEADING 7202.99.5040.

ALTHOUGH THE HTSUS SUBHEADING IS PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION REMAINS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES THIS CASE HAS BEEN ASSIGNED INVESTIGATION NUMBERS A-823-805.

THE CUSTOMS IDENTIFICATION NUMBER SHOULD BE USED FOR CUSTOMS PURPOSES ONLY A-462-305

4. ON JUNE 20, 1994, AND JULY 8, 1994, PETITIONERS ALLEGED MINISTERIAL ERRORS IN THE DEPARTMENTS PRELIMINARY DETERMINATION CALCULATION. THE DEPARTMENT AGREES IN PART AND IN ACCORDANCE WITH PROCEDURES SET FORTH IN THE PROPOSED REGULATIONS WE ARE AMENDING THE PRELIMINARY DUMPING MARGIN TO THE CORRECTED MARGIN SHOWN BELOW.

5. BECAUSE CRITICAL CIRCUMSTANCES EXIST FOR ALL IMPORTS OF SILICOMANGANESE FROM UKRAINE, THE CUSTOMS SERVICE SHALL SUSPEND LIQUIDATION OF SUCH PRODUCTS THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE FOR CONSUMPTION ON OR AFTER MARCH 19, 1994, WHICH IS 90 DAYS PRIOR TO THE DATE OF PUBLICATION OF THE PRELIMINARY DETERMINATION IN THE FEDERAL REGISTER. EFFECTIVE JULY 27, 1994, CUSTOMS SHALL REQUIRE A CASH DEPOSIT OR THE POSTING OF A BOND EQUAL TO THE MARGIN SHOWN BELOW:

MANUFACTURER/PRODUCER	IDENTIFICATION	MARGIN
EXPORTER	NUMBER	PERCENTAGE

UKRAINE

ALL EXPORTERS	A-462-305-000	163.00
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6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THE REGIONAL ANTIDUMPING/COUNTERVAILING DUTY COORDINATOR, TRADE COMPLIANCE DIVISION, ANTIDUMPING/COUNTERVAILING DUTY BRANCH, USING ATTRIBUTE "HQ OAB". THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT GREGORY THOMPSON OR DONNA BERG, OFFICE OF

ANTIDUMPING INVESTIGATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, TELEPHONE (202) 482-2336 OR (202) 482-0114, RESPECTIVELY.

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

NANCY MCTIERNAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party